

ORDINANCE 2016-05

AN ORDINANCE AMENDING CHAPTER 66 OF THE CLEAR LAKE SHORES MUNICIPAL CODE RELATED TO DRAINAGE REQUIREMENTS, ESTABLISHING CRITERIA FOR DRAINAGE SYSTEM DESIGN AS A CONDITION OF THE ISSUANCE OF A BUILDING PERMIT AND ESTABLISHING LIABILITY.

WHEREAS, structures have been constructed with inadequate drainage systems that do not comply with the Clear Lake Shores Municipal Code requirements or established state law; and

WHEREAS, said inadequate drainage systems result in inconvenience to neighboring property owners and additional expense to the City in resolving the problems so created;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEAR LAKE SHORES, TEXAS that:

Section 1. Chapter 66-52 of the Clear Lake Shores Municipal Code be and the same is hereby amended by the addition of paragraph 4, sub-paragraph (3) to read as follows:

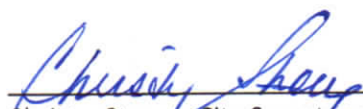
- (3) Prior to the issuance of a permit to construct any residential structure or a structure in an area zoned as neighborhood commercial, a site drainage plan must be submitted by the property owner or general contractor. Said site plan must provide for compliance with all provisions of Chapter 38, Flood Damage Prevention, Chapter 66, Streets, Sidewalks and Public Places and Chapter 82, Zoning of the Clear Lake Shores Municipal Code and all provisions of Texas Statutes or other applicable laws and regulations. Said site drainage plan must be designed by a Registered Professional Engineer, currently licensed in the State of Texas and the plan must carry his/her stamp.

Section 2. Chapter 66-53 of the Clear Lake Shores Municipal Code be and the same is hereby amended by amending paragraph 4, subparagraph (c) to read as follows:

- (c) For each impact area, the property owner, developer or general contractor must submit a site drainage plan and obtain the approval of the building inspector, as required herein, prior to the issuance of any building permit for the property. Provided however, a drainage plan shall not be required on property where the building inspector finds that no drainage impact will be made on adjoining or nearby properties. Where the building inspector requires a drainage plan, the plan must be designed by a Registered Professional Engineer, currently licensed in the State of Texas and the plan must carry his/her stamp.

Section 3. Failure to comply with these provisions shall not carry any financial penalty but shall result in denial of any requested building permit.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF CLEAR LAKE SHORES, TEXAS this 2nd day of February, 2016.


Christy Stroup, City Secretary




Vern Johnson, Mayor